

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IRIDA KIMCA, DERRICK SAMPSON,
BRITTANY TOMKO, JANCY ORTIZ,
DINATRA WYNN, SARAH WARDALE,
and JUANITA CORNETT,
*individually and on behalf of all others
similarly situated,*

Plaintiffs,

v.

SPROUT FOODS, INC. d/b/a SPROUT
ORGANIC FOODS and SPROUT
NUTRITION,

Defendant.

Civil Action No. 21-12977 (SRC)

ORDER

CHESLER, District Judge

This matter having come before the Court upon the motion filed by Defendant to dismiss Plaintiffs' First Amended Complaint [ECF No. 45]; and Plaintiffs having opposed the motion [ECF No. 46]; and the Court having considered the papers filed by the parties; and the Court having opted to rule on the motion based on the papers submitted and without oral argument, pursuant to Federal Rule of Civil Procedure 78; and for the reasons expressed in the Opinion filed herewith;

IT IS on this 25th day of April, 2022,

ORDERED that Defendant's motion to dismiss the First Amended Complaint is **GRANTED**; and it is further

ORDERED that the First Amended Complaint is **DISMISSED** without prejudice.

s/ Stanley R. Chesler
STANLEY R. CHESLER
United States District Judge